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UTILITY  
PATENT APPLICATION  
TRANSMITTAL

Attorney Docket No. 11835/11

First Inventor Atsushi Tabata, et al.

Title CONTROL APPARATUS FOR VARIABLE-CYLINDER ENGINE, AND  
CONTROL APPARATUS FOR VEHICLE

Express Mail Label No.

(Use only for new nonprovisional applications under 37 C.F.R. 1.53(b))

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.  
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 85]  
(preferred arrangement set forth below)  
- Descriptive title of the invention  
- Cross Reference to Related Applications  
- Statement Regarding Fed sponsored R & D  
- Reference to sequence listing, a table,  
or a computer program listing appendix  
- Background of the invention  
- Brief Summary of the invention  
- Brief Description of the Drawings (if filed)  
- Detailed Description  
- Claim(s)  
- Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 21]  
5. Oath or Declaration [Total Sheets 3]  
a. ☐ Newly executed (original or copy)  
b. ☒ Copy from a prior application (37 CFR 1.63 (d))  
(for a continuation/divisional with Box 18 completed)  
i. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s)  
named in the prior application, see 37 CFR  
1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

## ADDRESS TO:

Commissioner for Patents  
Mail Stop Patent Application  
P.O. Box 1450  
Alexandria VA 22313-1450

7. ☐ CD-ROM or CD-R in duplicate, large table or  
Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)  
a. ☐ Computer Readable Form (CRF)  
b. Specification Sequence Listing on:  
i. ☐ CD-ROM or CD-R (2 copies); or  
ii. ☐ paper  
c. ☐ Statements verifying identity of above copies

## ACCOMPANYING APPLICATIONS PARTS

9. ☒ Assignment Papers (cover sheet & document(s))
10. ☐ 37 C.F.R. 3.73(b) Statement ☒ Power of  
(when there is an assignee) Attorney
11. ☒ English Translation Document (if applicable)
12. ☒ Information Disclosure ☒ Copies of IDS  
Statement (IDS)/PTO-1449 Citations
13. ☒ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122  
(b)(2)(B)(i). Applicant must attach form PTO/SB/35  
or its equivalent.
17. ☐ Other:

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment,  
or in an Application Data Sheet under 37 CFR 1.76:☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP)

of prior application No: 09 / 949,729

Prior application information: Examiner Richard M. Camby

Art Unit: 3661

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied  
under Box 5b, is considered a part of the disclosure of the accompanying or divisional application and is hereby incorporated by reference.  
The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

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Mark H. Neblett

Registration No. (Attorney/Agent)

42,028

Signature

Mark H. Neblett

Date

18 July 2003

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to be (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

P35760 US 2

The stamp of the Patent Office may be taken as acknowledgment of the receipt, on the date stamped, of

INVENTOR(S): Shiro Akiyama, *et al.*

SERIAL NO.: (Parent 09/949,729)

FILED: (Parent Filed 9/12/2001)

TITLE: CONTROL APPARATUS FOR VARIABLE-CYLINDER ENGINE, AND  
CONTROL APPARATUS FOR VEHICLE

Group: (parent 3661)

Examiner: (Parent Richard M. Camby)

**PAPERS FILED:**

1. Fee Transmittal (in duplicate)
2. Utility Patent Application Transmittal
3. Specification (85pages) (21 sheets of drawings) (translated version)  
Japanese Language version of specification also attached
4. Declaration and Power of Attorney (3 pages) (from parent application)
5. Assignment with Recording Cover Sheet (4 pages, including Notice of  
Recordation dated January 28, 2002 - from parent application)
6. Preliminary Amendment
7. Information Disclosure Statement (as filed in parent application)
8. PTO Form 1449 (as filed in parent)

Mark H. Neblett/kw

11835/11

July 18, 2003

03807 U.S. PTO

10/621608



07/18/03